

MATTHEW J. DYKMAN
CLERK

Count 2: 18 U.S.C. §§ 922(g)(1) and 924(a)(2): Felon in Possession of a Firearm.

- (1) forgery,
- (2) voluntary manslaughter,
- (3) aggravated battery with a deadly weapon (with great bodily harm), and

(4) conspiracy to commit aggravated battery with a deadly weapon (with great bodily harm),
knowingly possessed, in and affecting commerce, a firearm, a Herbert Schmidt, model HM21 .22 caliber revolver, serial number 219165.

In violation of 18 U.S.C. §§ 922(g)(1) and 924(a)(2).

Count 3

On or about October 2, 2015, in Bernalillo County, in the District of New Mexico, the defendant, **DAVON LYMON**, unlawfully, knowingly and intentionally possessed with intent to distribute a controlled substance, a mixture and substance containing a detectable amount of heroin.

In violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(C).

FORFEITURE ALLEGATIONS

Counts 1 through 3 of this indictment are incorporated as part of this section of the indictment as if fully re-alleged herein for the purpose of alleging forfeiture to the United States pursuant to 21 U.S.C. § 853.

Upon conviction of any offense in violation of 21 U.S.C. § 841 or 18 U.S.C. § 846, the defendant, **DAVON LYMAN**, shall forfeit to the United States pursuant to 21 U.S.C. § 853 any property constituting, or derived from, proceeds obtained, directly or indirectly, as a result of each offense for which the defendant is convicted, and any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of the offense(s) of conviction.


The property to be forfeited to the United States includes, but is not limited to, the following:

1. MONEY JUDGMENT

A sum of money equal to at least \$6,500.00 in U.S. Currency, including any interest accruing to the date of the judgment, representing the amount of money derived from or involved in the offense(s), or traceable to property involved in the offense(s).

A TRUE BILL:

/s/
FOREPERSON OF THE GRAND JURY



Assistant United States Attorney



1/30/2015 12:31 PM